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7
8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**

10
11 BILLBOARD BOATS, INC., a
California corporation,

12 Plaintiff,

13 vs.

14 ADAM MELENDEZ dba CREATABLE
15 INFLATABLES and PROMOTIONAL
DESIGN GROUP; and DOES 1 through
16 50, inclusive,

17 Defendants.
18

Case No.: CV08-06842 ODW (JCx)
Hon. Judge Otis D. Wright II

**PRELIMINARY INJUNCTION
ORDER**

19 TO DEFENDANTS AND THEIR ATTORNEYS OF RECORD:

20 PLEASE TAKE NOTICE that on December 2, 2008, this matter came on
21 regularly for hearing on plaintiff's *Ex Parte* Application for a Preliminary Injunction
22 ("Preliminary Injunction"). The Court, having considered the moving, opposition
23 and reply papers of the parties, the files and records of this case, and the evidence and
24 argument presented at the hearing, and being fully advised in the premises, finds that
25 the Preliminary Injunction should be granted.

26 WHEREFORE, IT IS HEREBY ORDERED, in accordance with Rule 65(b) of
27 the Federal Rules of Civil Procedure, that defendant ADAM MELENDEZ dba
28 CREATABLE INFLATABLES AND PROMOTIONAL DESIGN GROUP; and

1 Does 1 through 50, inclusive, their officers, agents, servants, employees, attorneys,
2 and all persons in active concert or participation with them who receive actual notice
3 of this order by personal service or otherwise, are enjoined during the pendency of
4 this action from (a) reproducing plaintiff BILLBOARD BOATS, INC.'S copyrighted
5 photographs, Registration Nos. VA 1-638-218, VA 1-638-220, VA 1-638-223, VA 1-
6 638-224, VA 1-639-732, VA 1-639-733, VA 1-639-767, VA 1-639-768, VA 1-639-
7 769, VA 1-639-806, VA 1-639-816, VA 1-639-821, VA 1-639-822, VA 1-639-991
8 and VA 1-638-195; (b) reproducing plaintiff BILLBOARD BOATS, INC.'S
9 copyrighted trade brochure; (c) preparing derivative works based upon said
10 copyrighted works; (d) publicly displaying said copyrighted works, including but not
11 limited to displaying the copyrighted works on defendant's website; and/or (e)
12 authorizing others to do any of the above acts.

13 IT IS FURTHER ORDERED that this preliminary injunction shall be effective
14 upon BILLBOARD BOATS, INC.'S giving security in the sum of \$0.00 for the
15 payment of such costs and damages as may be incurred or suffered by any party who
16 is found to have been wrongfully enjoined, such bond to be approved by the Court or
17 the Clerk of the Court.

18
19
20 Dated: December 2, 2008



United States District Judge